



STEVEN L. BESHEAR
GOVERNOR

ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER
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LEONARD K. PETERS
SECRETARY

June 8, 2009

Ms. Sara G Smith, President
Smith Management Group
1405 Mercer Road
Lexington, Kentucky 40511

Re: KPDES Permit: KY0107000
AI ID: 40285
Cash Creek Generation LLC
Henderson County, Kentucky

Dear Ms. Smith:

On behalf of Cash Creek Generation LLC, Smith Management Group has submitted the following language regarding the Priority Pollutant requirements of 40 CFR Part 423.15(j)(1):

In lieu of conducting annual testing to confirm the compliance with the requirement (listed in 40 CFR Part 423, Appendix A) for the 126 priority pollutants, upon initiation of operation, the operator can provide documentation from the cooling tower treatment chemical suppliers that no priority pollutants are present in the cooling tower treatment chemicals.

In general this interpretation complies with the requirement specified in 423.15(j)(1), however the documentation must be submitted annually to demonstrate compliance with the requirement. To assist permittees in reporting compliance DOW provides an annual preprinted Discharge Monitoring Report (DMR). Based on the documentation provided by the chemical suppliers, the permittee may complete the DMR by entering "BDL" in the appropriate field.

Should you have any questions regarding this matter, please contact me at (502) 564-3410, extension 4924 or E-mail at Larry.Sowder@ky.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Larry J. Sowder".

Larry J. Sowder, Supervisor
Operational Permits Section
Surface Water Permits Branch
Division of Water

LJS
c: TEMPO